INTERVENTION



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Steve Wene

602-604-2141

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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Phoenix, Arizona 85004

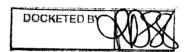
KRISTIN K. MAYES, CHAIRMAN **GARY PIERCE** PAUL NEWMAN SANDRA D. KENNEDY **BOB STUMP**

MOYES SELLERS & SIMS Ltd.

1850 N. Central Avenue, Suite 1100

Arizona Corporation Commission DOCKETED

AUG 1 7 2009



IN THE MATTER OF THE APPLICATION OF TONTO HILLS UTILITY COMPANY FOR APPROVAL TO CANCEL ITS CERTIFICATE OF **CONVENIENCE AND NECESSITY** AND TO SELL ITS ASSETS TO TONTO HILLS DOMESTIC WATER IMPROVEMENT DISTRICT

Docket No. W-20653A-09-0064

Docket No. W-02483A-09-0064

APPLICATION OF TONTO HILLS DOMESTIC WATER IMPROVEMENT DISTRICT FOR LEAVE TO INTERVENE

Pursuant to A.A.C. R14-3-105, Tonto Hills Domestic Water Improvement District ("District") hereby applies to the Arizona Corporation Commission ("Commission") for an Order granting the District leave to intervene as a party in the above-captioned proceeding.

The District is seeking to acquire the water system currently owned by Tonto Hills Utility Company and become the water provider in the area currently served by the company. Accordingly, the District will be directly and substantially affected by the

1	decision of the Commission in this proceeding. The Commission should, therefore, gran
2	the District leave to intervene in this matter.
3 4	The District respectfully requests that the Commission grant this Application for
5	Leave to Intervene in this matter. The District further requests that all communications is
6	connection with this proceeding be directed to:
8 9 10 11 12 13	Steve Wene MOYES SELLERS & SIMS Ltd. 1850 N. Central Avenue, Suite 1100 Phoenix, Arizona 85004 602-604-2141 Fax: (602) 274-9135 swene@lawms.com DATED this 17 th day of August, 2009.
14 15 16	MOYES SELLERS & SIMS LTD.
17	Steve Ware
18	Steve Wene
20	1850 North Central Avenue, Ste. 1100 Phoenix, AZ 85004
21	(602) 604-2189
22	swene@lawms.com
23	
24 25	Original and 15 copies filed this 17 th day of August, 2009, with:
26 27 28	Docket Control Arizona Corporation Commission 1200 West Washington Phoenix, Arizona 85007

1 Copies of the foregoing mailed this 17th day of August, 2009, to: 3 Donald J. Unthank, President Tonto Hills Utility Company 11802 East Blue Wash Road 5 Cave Creek, Arizona 85331 6 Harry How 7 10505 North 69th Street 8 Scottsdale, Arizona 85253 Attorney for Tonto Hills Utility Co. 10 Janice Alward, Chief Counsel Legal Division 11 Arizona Corporation Commission 12 1200 West Washington Street Phoenix, Arizona 85007 13 14 Ernest G. Johnson Arizona Corporation Commission 15 1200 West Washington Street 16 Phoenix, Arizona 85007 17 Donnelly Herbert 18 19 20 21 22

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